

CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL UNDER 37 C.F.R. 1.53(d)
Submit an original and a duplicate for fee processing

CHAV RIGLER
DEC 1 2 1998
GROUP 10

ATTORNEY	FIRST NAMED INVENTOR	TOTAL NO. OF PAGES
DOCKET NUMBER 10496/P58841NA	Rudolf RIGLER	3

Address to: Assistant Commissioner of Patents
Box CPA
Washington, D.C. 20231



#23 12/29/98
T. Gray

This is a request for filing a [X] continuation or [] divisional application under 37 C.F.R. 1.53(d) of prior application Serial No. 08/491,888 filed on October 10, 1995, entitled **A METHOD AND A DEVICE FOR THE EVALUATION OF BIOPOLYMER FITNESS**

1. Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. A preliminary amendment is enclosed.
3. Cancel claims 46-68 and 70-106 for purposes of lessening filing fees. →

The filing fee is calculated on the basis of the claims existing in the prior nonprovisional application as amended by 1, 2 and/or 3 above.

CLAIMS

Basic Fee		\$380	\$760
Total Claims	20	- 20 =	x 09 = \$
Ind. Claims	01	- 3 =	x 39 = \$
<input type="checkbox"/> Multiple Dependent		<u>+130 = \$</u>	<u>x 18 = \$</u>
Claims		Total \$	x 78 = \$
			<u>+ 260 = \$</u>
			Total \$760

4. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior nonprovisional application:

12/17/1998 TNGUYEN 00000065 00000000 The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

01 FC:131

760.00 DP

5. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
6. Enclosed is a copy of the Information Disclosure Statement (IDS) and PTO 1449 less the cited references which was filed in the prior nonprovisional application which is relied on for an earlier filing date under 35 U.S.C. 120 and was not considered by the Examiner.

7. [X] Small entity status:
- [] A small entity statement is enclosed.
 - [] A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
 - [X] Is no longer claimed.
8. [X] Petition to extend the life of the above prior nonprovisional application to at least the date hereof
- (One box) [] is being filed concurrently herewith
NOTE:(must be) [] was previously filed
(X'd) [X] is not necessary

If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358.

9. [X] The Commissioner is hereby authorized to charge fees under 35 C.F.R. 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.
10. [X] A check in the amount of \$ 760.00 is enclosed.
11. [] This application is filed under Rule 53(f) and therefore the [] filing fee [] Declaration is not enclosed.
12. [] Also enclosed is:

Address all future correspondence to:

JACOBSON, PRICE, HOLMAN & STERN, PLLC
The Jenifer Building
400 Seventh Street, N.W.
Washington, D.C. 20004-2201
Telephone 202/638-6666
Customer No. 000136

Respectfully submitted,

JACOBSON, PRICE, HOLMAN & STERN, PLLC

By William E. Player
William E. Player
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400 Seventh Street, N.W.
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Atty. Docket No.: 10496/P58841NA
Date: December 15, 1998
WEP:dlb

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